

---

---

# SENATE BILL No. 381

---

## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 9-22-1.

**Synopsis:** Abandoned vehicles. Returns proceeds from the sale of an abandoned vehicle by the person who removed, towed, or stored the vehicle to the previous owner of the vehicle if the proceeds exceed all removal, towing, and storage expenses. (Current law returns proceeds in excess of storage expenses to previous owner.) Provides that a municipal corporation that operates a storage yard may dispose of an abandoned vehicle to an automobile scrapyard or salvage recycler.

**Effective:** July 1, 2007.

---

---

### Broden

---

---

January 11, 2007, read first time and referred to Committee on Corrections, Criminal, and Civil Matters.

---

---

C  
o  
p  
y



Introduced

First Regular Session 115th General Assembly (2007)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2006 Regular Session of the General Assembly.

## SENATE BILL No. 381

A BILL FOR AN ACT to amend the Indiana Code concerning motor vehicles.

*Be it enacted by the General Assembly of the State of Indiana:*

- 1 SECTION 1. IC 9-22-1-4, AS AMENDED BY P.L.104-2005,  
2 SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
3 JULY 1, 2007]: Sec. 4. (a) Except as provided in subsection (c), the  
4 person who owns an abandoned vehicle or parts is:  
5 (1) responsible for the abandonment; and  
6 (2) liable for all of the costs incidental to the removal, storage,  
7 and disposal;  
8 of the vehicle or the parts under this chapter.  
9 (b) The costs for storage of an abandoned vehicle may not exceed  
10 one thousand five hundred dollars (\$1,500).  
11 (c) If an abandoned vehicle is sold by a person who removed, towed,  
12 or stored the vehicle, the person who previously owned the vehicle is  
13 not responsible for storage fees.  
14 (d) If an abandoned vehicle is sold by a person who removed,  
15 towed, or stored the vehicle, and proceeds from the sale of the vehicle  
16 covered the **removal, towing, and** storage expenses, any remaining  
17 proceeds from the sale of the vehicle shall be returned to the previous

2007

IN 381—LS 6467/DI 103+



C  
o  
p  
y

owner of the vehicle if the previous owner is known.

SECTION 2. IC 9-22-1-13, AS AMENDED BY P.L.104-2005, SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 13. (a) If in the opinion of the officer the market value of an abandoned vehicle or parts determined in accordance with section 12 of this chapter is less than:

(1) five hundred dollars (\$500); or

(2) in a municipality that has adopted an ordinance under subsection (b), the amount established by the ordinance;

the officer shall immediately dispose of the vehicle to a ~~towing service~~. **storage yard.** A copy of the abandoned vehicle report and photographs relating to the abandoned vehicle shall be forwarded to the bureau. ~~The~~ **A towing service may dispose of the an abandoned vehicle not less than thirty (30) days after the date on which the towing service removed the abandoned vehicle. A municipal corporation (as defined in IC 36-1-2-10) that operates a storage yard under IC 36-9-30-3 may dispose of an abandoned vehicle to an automobile scrapyard or an automotive salvage recycler upon removal of the abandoned vehicle.** The public agency disposing of the vehicle shall retain the original records and photographs for at least two (2) years.

(b) The legislative body of a municipality (as defined in IC 36-1-2-11) may adopt an ordinance that establishes the market value below which an officer may dispose of a vehicle or parts under subsection (a). However, the market value established by the ordinance may not be more than seven hundred fifty dollars (\$750).

C  
o  
p  
y

